

Merrill M. O'Brien, Esq.
O'Brien Thornton LLC
160 Park Street
Montclair, NJ 07042
T: 973-886-8853
F: 973-354-8029
obrien@obrienthornton.com

and

Joseph A. Anesta, Esq.
Cameron & Mittleman LLP
301 Promenade Street
Providence, RI 02908
T: 401-331-5700
F: 401-331-5787
janesta@cm-law.com

Attorneys for Creditor F3 Metalworx, Inc.

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

In re:
BED BATH & BEYOND INC., et al

Debtors

Chapter 11
Case No. 23-13359 (VFP)
(Jointly Administered)

**NOTICE OF MOTION BY CREDITOR F3 METALWORX, INC.
FOR THE ALLOWANCE AND PAYMENT OF POST-PETITION STORAGE
CHARGES OF \$23,437 THROUGH OCTOBER 2023 AS AN ADMINISTRATIVE
EXPENSE AND FOR PAYMENT OF \$3,750 PER MONTH AS A CONTINUING
ORDINARY COURSE ADMINISTRATIVE EXPENSE**

TO: Kirkland & Ellis LLP
Kirkland & Ellis International, LLP
601 Lexington Avenue
New York, NY 10022
Joshua A. Sussberg, joshua.sussberg@kirkland.com
Emily E. Geier, emily.geier@kirkland.com
Derek I. Hunter, derek.hunter@kirkland.com

Cole Schotz P.C.
Court Plaza North, 25 Main Street
Hackensack, NJ 07601
Michael D. Sirota, msirota@coleschotz.com
Warren A. Usatine, wusatine@coleschotz.com
Felice R. Yudkin, fyudkin@coleschotz.com

Office of the United States Trustee
One Newark Center
1085 Raymond Boulevard, Suite 2100
Newark, NJ 07102
<https://www.justice.gov/ust-regions-r03/region-3-district-new-jersey>

PLEASE TAKE NOTICE, that Creditor F3 Metalworx, Inc., by its attorneys O'Brien Thornton LLC, and Cameron & Mittleman LLP, moves for an Order, in a Motion to be argued at the Hearing on Various Motions scheduled for October 24, 2023 if an objection is timely filed, for the allowance and payment of post-petition storage charges of \$23,437 through October 2023 as an administrative expense and for payment of \$3,750 per month as a continuing ordinary course administrative expense pursuant to 11 U.S.C. §§ 503(b)(1)(A) and 507(a). Movant will rely upon the Declaration of Jason Paglia, signed 9/28/2023, and the memorandum of law submitted in support of the motion. A proposed form of Order is attached.

PLEASE TAKE FURTHER NOTICE that if no objection is filed and served by October 17, 2023, the Court may enter an Order granting the relief requested without further notice or a hearing. Email service of any objection at the email addresses below is requested, in addition to the ECF service effected when filing the objection.

Dated: September 28, 2023

O'Brien Thornton LLC
Attorneys for Creditor F3 Metalworx, Inc.

s/Merrill O'Brien
obrien@obrienthornton.com
160 Park Street
Montclair, NJ 07042
973-886-8853

Joseph A. Anesta, Esq.
Cameron & Mittleman LLP
janesta@cm-law.com
301 Promenade Street
Providence, RI 02908
T: 401-331-5700